



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2009 Biennium

<b>Bill #</b>	HB0645	<b>Title:</b>	Blood testing for certain newborns
<b>Primary Sponsor:</b>	Peterson, Ken	<b>Status:</b>	As Introduced

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input type="checkbox"/> Needs to be included in HB 2  | <input checked="" type="checkbox"/> Technical Concerns   |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

### **FISCAL SUMMARY**

	<b><u>FY 2008</u></b> <b><u>Difference</u></b>	<b><u>FY 2009</u></b> <b><u>Difference</u></b>	<b><u>FY 2010</u></b> <b><u>Difference</u></b>	<b><u>FY 2011</u></b> <b><u>Difference</u></b>
<b>Expenditures:</b>				
General Fund	Unknown	Unknown	Unknown	Unknown
State Special	Unknown	Unknown	Unknown	Unknown
<b>Revenue:</b>				
General Fund	Unknown	Unknown	Unknown	Unknown
<b>Net Impact-General Fund Balance</b>	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>

### **Description of fiscal impact:**

This bill provides for sentencing and fines for birth parents who used drugs or alcohol during pregnancy. It also provides for accounts for the fines. The accounts will be for the health care expenses and compensation for the children who test positive at birth for the presences of drugs or alcohol.

### **FISCAL ANALYSIS**

#### **Assumptions:**

#### **Department of Corrections**

1. According to the Montana Department of Public Health and Human services there are approximately 11,000 births per year. Of those 11,000, 186 women reported using drugs or alcohol during pregnancy.
2. There are no statistics available on how many babies born per year in Montana test positive for a dangerous drug or alcohol. The Department of Corrections (DOC) cannot assume all 186 of births in Montana will test positive for drugs or alcohol because that statistic ranges for drug and alcohol use that occurs during different stages of pregnancy.
3. Some portion of those parents will be imprisoned or fined.
4. Because of the lack of available statistics on this topic, the DOC cannot determine a fiscal impact.
5. Revenues from fines will be allocated 50% to a special revenue account for healthcare uses for and compensation to the children and 50% to the general fund.

**Technical Notes:**

**Department of Public Health and Human Services**

1. MCA 17-2-102 defines a fiduciary fund category as one which includes trust and agency fund types used to account for assets held by state government in a trustee capacity or as an agent for individuals, private organizations, other governmental entities, or other funds. This is what HB 645 proposes. Therefore, this fund type should not be categorized as a state special revenue fund type, but as a fiduciary fund type.

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*Sponsor's Initials*

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*Date*

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*Budget Director's Initials*

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*Date*